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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN JOSE DIVISION

\*E-FILED - 2/7/07\*

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 CHRISTINA MARIE FLORES, and  
17 JOSE LITO CAMPOS,

18 Defendants.

No. CR 06-00425 RMW

STIPULATION AND ☐ ORDER EXCLUDING TIME

SAN JOSE VENUE

19  
20 On December 11, 2006, the parties in this case appeared before the Court for a status  
21 conference. The parties jointly requested that the case be continued from January 8, 2007, to  
22 January 29, 2007, at 9:00 a.m. in order for counsel for defendant Campos and the Government  
23 to consider discussions concerning how his new case may affect his position with respect to this  
24 case, which could also affect the position of Ms. Flores. In addition, the parties requested an  
25 exclusion of time under the Speedy Trial Act from January 8, 2007 to January 29, 2007.  
26 Defendant Flores, who was present with her attorney, J.A. Hudson, agreed to the exclusion.  
27 Defendant Campos, who was present with his attorney, Assistant Federal Public Defender  
28 Cynthia Lie, also agreed to the exclusion. AUSA Thomas O'Connell also agreed. The parties

1 agree and stipulate that an exclusion of time is appropriate based on the defendant's need for  
 2 effective preparation of counsel.

3 SO STIPULATED:

KEVIN V. RYAN  
 United States Attorney

5 DATED:

\_\_\_\_\_/s/\_\_\_\_\_  
 THOMAS M. O'CONNELL  
 Assistant United States Attorney

7 DATED:

\_\_\_\_\_/s/\_\_\_\_\_  
 CYNTHIA C. LIE  
 Assistant Federal Public Defender  
 Counsel for Mr. Campos

10 DATED:

\_\_\_\_\_/s/\_\_\_\_\_  
 J.A. HUDSON  
 Counsel for Ms. Flores

13 Accordingly, for good cause shown, the Court HEREBY ORDERS that time be excluded  
 14 under the Speedy Trial Act from January 8, 2007 to January 29, 2007. The Court finds, based on  
 15 the aforementioned reasons, that the ends of justice served by granting the requested continuance  
 16 outweigh the best interest of the public and the defendant in a speedy trial. The failure to grant  
 17 the requested continuance would deny defense counsel reasonable time necessary for effective  
 18 preparation, taking into account the exercise of due diligence, and would result in a miscarriage  
 19 of justice. The Court therefore concludes that this exclusion of time should be made under 18  
 20 U.S.C. §§ 3161(h)(8)(A) and (B)(iv).

21 SO ORDERED.

23 DATED: 2/7/07

24   
 RONALD M. WHYTE  
 United States District Judge